UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

Jason Goodman Plaintiff

-against-

Christopher Bouzy Et. al.

PRO SE

1: 21-cv-10878-AT-JLC

Assigned to: Analisa N. Torres

Referred to: James L. Cott

DEFENDANT'S REQUEST FOR JUDICIAL NOTICE

In light of Plaintiff Goodman's recent Twitter tweets, the *pro se* Defendant (undersigned) attaches truthful and accurate copies of same for the Court record.

Signed April 6, 2024 (4/6/2024)

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D. G. SWEIGERT PRO SE PLAINTIFF, C/O PMB 13339, 514 Americas Way, Box Elder, SD 57719

CERTIFICATE OF SERVICE

The undersigned's REQUEST FOR JUDICIAL NOTICE has been placed with the U.S. Postal Service and sent to: Jason Goodma, 252 7th Avenue, New York, N.Y. 10001

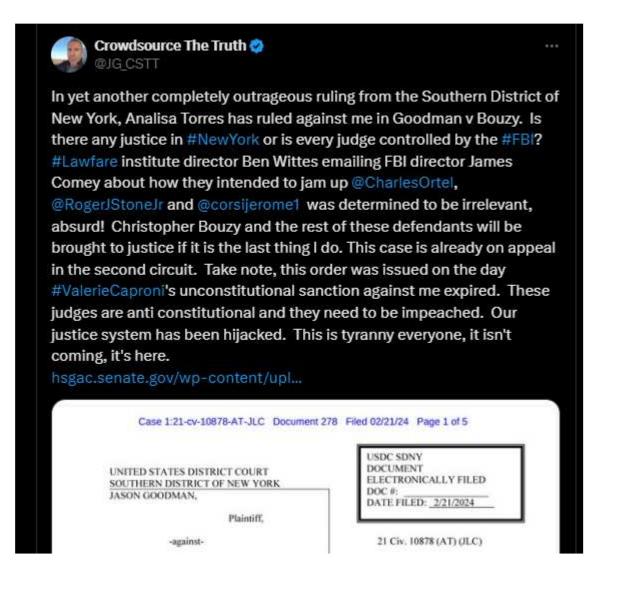
Signed April 6, 2024 (4/6/2024)

D. 5-7

D. G. SWEIGERT PRO SE PLAINTIFF, C/O PMB 13339, 514 Americas Way, Box Elder, SD 57719



https://twitter.com/JG CSTT/status/1776235675899064399



GEORGE SWEIGERT, BENJAMIN WITTES, NINA JANKOWICZ, ADAM SHARP, MARGARET ESQUENET, THE ACADEMY OF TELEVISION ARTS AND SCIENCES, SETH BERLIN, MAXWELL MISHKIN,

Defendants.

ANALISA TORRES, District Judge:

Plaintiff pro se, Jason Goodman, brings this action against Defendants Christopher

Ellis Bouzy, Bot Sentinel, Inc., George Webb Sweigert, David George Sweigert, Benjamin

Wittes, Nina Jankowicz, Adam Sharp, Margaret Esquenet, the Academy of Television Arts

and Sciences, Seth Berlin, and Maxwell Mishkin, alleging fraud, defamation, abuse of process,
and civil conspiracy. Am. Compl. ¶¶ 52–92, ECF No. 100. As discussed below, the Court has
referred several motions to the Honorable James L. Cott for a report and recommendation.

See ECF No. 268.

On November 28, 2023, Judge Cott issued a Report and Recommendation ("R&R"), ECF No. 269, recommending, inter alia, that the Court (1) grant the motion of the Academy, Sharp, and Esquenet (the "ATAS Defendants") at ECF No. 241 to amend the judgment entered in this case to include a filing injunction prohibiting Goodman from filing any additional suits or claims against them without first obtaining leave of court; (2) grant the application of Boszy, Bot Sentinel, Inc., Berlin, and Mishkin (the "Boszy Defendants") at ECF No. 243, seeking the same relief; (3) deny the ATAS Defendants' motion for attorney's

7:11 AM · Feb 22, 2024 · 700 Views

https://twitter.com/JG CSTT/status/1760683758783770851

SOUTHERN DISTRICT OF NEW YORK	V	
JASON GOODMAN,	- Λ	
Plaintiff,	:	
-against-	-	ORDER TO SHOW CAUSE 23 Civ. 9648 (JGLC) (GWG)
THE CITY OF NEW YORK et al.,	:	
Defendants.	:	
	: -X	
GABRIEL W. GORENSTEIN. United State	e Magistrate Judg	e

INTER OF LEES DISTRICT COLUMN

Plaintiff Jason Goodman filed this action against the City of New York, the New York Police Department ("NYPD"), various named and unnamed NYPD officers and employees, X Corp., Elon Musk, and Adam Sharp. See Complaint, filed Oct. 31, 2023 (Docket # 1) ("Compl."). Goodman has recently obtained a clerk's certificate of default as to defendant Musk. See Clerk's Certificate of Default, filed March 22, 2024 (Docket # 83). While it is unclear to the Court whether the filings in this case show proper service as to defendant Musk, it is unnecessary to reach that issue at this time.

The Court has examined the briefing made in connection with X Corp.'s motion to dismiss the complaint, see Docket ## 19, 40, 47, and it appears that the arguments made in that motion would also govern any claims as to Musk, who is alleged to be the "owner" of X Corp, see Compl. ¶ 18(b). Additionally, the complaint arguably fails to show that Musk was personally involved in or should be vicariously liable as to any alleged wrongful conduct.

Accordingly, plaintiff is hereby ORDERED TO SHOW CAUSE why the claims as to Musk should not be dismissed pursuant to Fed. R. Civ. P. 12(b)(6) for failure to state a claim. Such showing shall be made by means of a memorandum of law compliant with Local Civil Rule 7.1(a)(2) filed on or before April 8, 2024. If X Corp. has views on this matter that may be helpful to the Court, it may address them in a response filed by April 22, 2024. Plaintiff may file any reply by April 29, 2024.

Finally, plaintiff shall not file any letter seeking permission to make a motion for a default judgment against Elon Musk (or any such motion itself) until this Order to Show Cause is resolved.

SO ORDERED.

Dated: March 25, 2024

New York, New York

CABRIEL W. CORENSTEIN United States Magistrate Judge